

Regular Session, 2001

ACT No. 460

HOUSE BILL NO. 1772

BY REPRESENTATIVE DONELON

AN ACT

To amend and reenact R.S. 22:1078(B)(3), 1079, and 1765 and to repeal R.S. 22:1078(B)(7), relative to fees for the Department of Insurance; to provide for license fees; to provide for retaliatory fees; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section R.S. 22:1078(B)(3), 1079, and 1765 are hereby amended and reenacted to read as follows:

§1078. Fees

The following fees and licenses shall be collected in advance:

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B. By the commissioner of insurance:

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(3) For ~~agents'~~ producers' licenses:

(a) Life, health, and accident ~~agent~~ producer

First time applicant-resident only	35.00 <u>75.00</u>
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Additional or renewal company appointment

(yearly)	10.00 <u>20.00</u>
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Agent <u>Producer</u> renewal fee	20.00 <u>50.00</u>
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(every 2 years)

(b) ~~Other than life, health, and accident~~Property and casualty producer:(i) ~~Agents~~First time applicant-resident only 35.00 75.00

Additional or renewal company appointment

(yearly) 10.00 20.00~~Agent~~ Producer renewal fee 20.00 50.00

(every 2 years)

(ii) ~~Solicitors~~

First time applicant-resident only 30.00

Transfer of license to another agency 5.00

Renewal fee (every 2 years) 10.00

(iii) ~~Brokers~~

First time applicant-resident only 55.00

Renewal fee (every 2 years) 65.00

(iv) ~~Variable Annuity Agents~~

First time applicant-resident only 40.00

Additional or renewal company appointment

(yearly) 10.00

(v) ~~Repealed by Acts 1999, No. 1312, §5, eff. July 1, 2000.~~(vi) ~~Auto Club Agents~~

First time applicant-resident only 10.00

Additional or renewal company appointment

(yearly) 10.00

(c) Limited lines producerFirst time applicantEach additional line of authorityAdditional or renewal companyappointment (yearly) 20.00Renewal fee (every 2 years)(d) Limited lines credit insurance producerFirst time applicantAdditional or renewal companyappointment (yearly)Renewal fee (every 2 years)(e) Surplus lines brokerFirst time applicant 250.00Renewal fee (yearly) 175.00(f) Fee for failure to file producerlicense renewal timely (per license) 50.00(g) Fee for duplicate producer license

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§1079. Retaliatory taxes and fees

When, by the laws of any other state, any taxes, fines, penalties, licenses, deposits, or other obligations or prohibitions, additional to or in excess of those imposed by the laws of this state upon insurers organized under the laws of other states ~~and their agents~~, are imposed or would be imposed on insurers of this state, ~~and their agents doing business in such state~~ the same taxes, fines, penalties, licenses, deposits, and other obligations or prohibitions shall be imposed upon all insurers of such state ~~and their agents doing business in this state~~ as

long as such laws remain in force. Every insurer organized under the laws of any other state and admitted to transact business in this state ~~and each agent of every such insurer~~ shall pay the same fees to the commissioner of insurance of this state as such other state may require of any similar insurer incorporated by or organized under the laws of this state, ~~or of the agents of any such insurer transacting business in such other state.~~ Alien insurers shall pay the same fees as are imposed in the state where the deposit is made under Subsection C of R.S. 22:983. Assessments by insurance guaranty associations or similar organizations are not considered in determining retaliatory taxation.

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§1765. Club agents; registration; ~~fees~~

A. Every automobile club operating in this state pursuant to a certificate of authority issued hereunder shall, within thirty days of the date of employment, file with the commissioner a notice of appointment of a club agent by an automobile club to sell memberships in the automobile club to the public. This notification shall be ~~upon such form as the commissioner may prescribe in a manner prescribed by the commissioner~~ and shall contain the name, address, age, sex, and social security number of such club agent, and also contain proof satisfactory to the commissioner that such applicant is of good reputation and that he has received training from the club or is otherwise qualified in the field of automobile club services contracts, and the laws of this state pertaining thereto. Upon termination of any club agency employment by an automobile club, the club shall within thirty days thereafter notify the commissioner of such termination.

~~B. The fee for the original registration shall be ten dollars and the annual renewal of registration of club agents shall be ten dollars. Registration of club agents shall be renewed on or before the first day of May in each year.~~

Section 2. R.S. 22:1078(B)(7) is hereby repealed.

Section 3. This Act shall become effective on January 1, 2002.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: